## AP20 Rec'd PCT/PTO 15 JUN 2006 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No. : PCT/EP2004/013509

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Priority Date(s) Claimed : 16 December 2003 (16.12.2003)

Applicant(s) (DO/EO/US) : MEDERSKI, Werner et al.

Title: PROLINYLARYLACETAMIDES

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

## **Timing and Fees**

$\boxtimes$	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:				
		within three months of the filing date of a national application other than a CPA under § 1.53(d);			
	$\boxtimes$	within three months of the actual filing date of the national phase of a PCT application; OR			
		before the mailing of a first substantive office action (including after filing of an RCE).			
		37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods ted in 37 C.F.R. § 1.97(b), but before the mailing date of:			
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and			

		is acco	ompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
		a final	action under 37 C.F.R. § 1.113;
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);
		OR a ı	notice of allowance under 37 C.F.R. § 1.311;
	AND i	is filed	on or before payment of the issue fee; AND is accompanied by:
			tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).
Staten	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
<u>Cited</u>	Materia	<u>ls</u>	
		ancest	or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
	$\boxtimes$	-	s of materials listed but not attached were cited in an international search dated May 17, 2005.
		Not re	quired by 37 CFR § 1.98.
		Copies	s of the materials listed are attached (except for the foregoing).

Non-l	<u>inglish</u>	Language References
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).
		A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:
		<ul> <li>X = document of particular relevance when it is taken alone</li> <li>Y = document of particular relevance when it is combined with another such document</li> </ul>
		A = document defining the general state of the art
		O = non-written disclosure
		P = intercalated document
		T = document cited to understand the theory or principle underlying the invention
		E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date
		D = cited in the application
		L = cited for another reason
		& = publication of member of same patent family
	$\boxtimes$	Translation of other relevant information on foreign search report
		In the search report, "Seite" means page, "Seiten" means pages, "Verbindungen der Formel" means Figure of formula, "Beispele" means examples, and "das ganze Dokument" means the entire document, "Spalte" means column, "Zeile" means line, "Abbildungen" means claims, "Anspruch" means example, "Zusammenfassung" means summary, and "Tabelle" means table, and "Tabellen" means tables "in der Anmeldung erwaehnt" means cited in the application, "Schema" means scheme, "und" means and, "Absatz" means break, "Abildung" means figure.
Other	Informa	ation
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	A cne	ck for \$ covering the fee identified above is attached.
	Please	charge to Deposit Account No. 13-3402 \$ for the fee identified above.

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The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Anthony 1 Zelaro, Reg. No. 27,969

Attorney for Applicants

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Attorney Docket No.: MERCK-3190

Date: June 15, 2006

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Substitute	e for form 1449A/PTC	)		Competer Krow QZ 194		
				Application Number	Unassigned	
INFO	RMATION	DIS	CLOSURE	Filing Dete	June 15, 2006	
STAT	<b>TEMENT B</b>	Y AI	PPLICANT	First Named Inventor	Werner MEDERSKI et al.	
				Group Art Unit	Unassigned	
	(use as many she	ets as	necessary)	Exeminer Neme	Unassigned	
Sheet	1	of	1	Attorney Docket Number	MERCK-3190	

U.S. PATENT DOCUMENTS							
Examiner initials	Cite No.1	U.S. Patent Document  Kind Code <sup>2</sup> Number (if known)		of Cited Document	Data of Publication of Cited Document  MM-DD-YYYY		
/K.S./	1	2003162787	Chi	istopher Franklin	Bigge August 28, 2003		
			1				

		Foreign Patent Document				Dete of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Offica <sup>3</sup>	Number*	Kind Code <sup>5</sup> (if known)	Nama of Patantaa or Applicant of Cited Document	Citad Document MM-DD-YYYY	Passages or Relavent Figures Appear	T <sup>6</sup>
/K.S./	2	wo	03045912		Warner-Lambert Company LLC	June 5, 2003		Equv to cite
/K.S./	3	wo	2004087696			October 14, 2004		
/K.S./	4	wo	2004087646		Merck Patent GmbH	October 14, 2004		

Examiner Signature	/Kamal Saeed/	Date Considered	07/20/2009

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<sup>&</sup>lt;sup>1</sup> Unique citation designetion number. <sup>2</sup> See ettached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office thet issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the yeer of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the eppropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to plece e check merk here if English lenguege Trensletion is ettached. Number refers to English languege corresponding femily member.